

Message Text

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ACTION OES-04

INFO OCT-01 EUR-12 ISO-00 FEA-01 ACDA-05 CIAE-00 DODE-00

INR-07 NSAE-00 PA-01 USIA-06 PRS-01 SP-02 IO-10 L-02

NSC-05 EB-07 NRC-05 COME-00 /069 W

----- 091615

R 111810Z APR 75

FM USMISSION EC BRUSSELS

TO SECSTATE WASHDC 8653

INFO ALL EC CAPITALS 534

NRC BETHSESDA

ERDA GERMANTOWN

LIMITED OFFICIAL USE SECTION 1 OF 2 EC BRUSSELS 3268

C O R R E C T E D C O P Y (PARA THREE)

E.O. 11652: N/A

TAGS: TECH, ENRG, EEC

SUBJECT: LICENSES FOR NUCLEAR MATERIALS

REF: STATE 072180

EC BRUSSELS 02851

1. EC COMMISSIONER SIMONET CALLED US IN TO DELIVER AID-MEMOIRE TO MISSION TODAY INDICATING CONCERN ABOUT MARCH 31 DECISION OF NRC THAT IS RESULTING IN SUSPENSION OF EXPORT AND IMPORT LICENSES FOR NUCLEAR MATERIALS REQUIRED IN RESEARCH AND POWER REACTORS AND REQUESTING EARLY US-EC TALKS. AID-MEMOIRE NOTES NRC ACTION THREATENS ORDERLY DEVELOPMENT OF COMMUNITIES' NUCLEAR PROGRAM, AFFECTS EC PROGRAM AIMED AT REDUCING OIL IMPORTS, AND ACTION WAS TAKEN WITHOUT PRIOR CONSULTATION. MISSION HAS RECEIVED NUMBER OF PRESS INQUIRIES ABOUT PROBLEM. REQUEST DEPARTMENT ADVISE STATUS OF CONSIDERATION OF INDIVIDUAL LICENSING ACTIONS BY NRC AND ANY IDEA OF TIME REQUIRED TO CONSIDER PENDING APPLICATIONS FROM EC.

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2. FOR DEPARTMENT INFORMATION, THE EURATOM SUPPLY AGENCY AND

SIMONET ARE AWARE OF SITUATION REGARDING NRC DECISION TO REVIEW LICENSING APPLICATIONS ON INDIVIDUAL BASIS RATHER THAN ROUTINELY AS IN PAST. SOME CONFUSION STILL EXISTS IN MEMBER STATES AND THE EUROPEAN PRESS DUE TO INTERPRETING THE NRC DECISION AS AN EMBARGO RATHER THAN A CHANGE TO INDIVIDUAL REVIEW OF EACH LICENSE. WE HAVE ATTEMPTED TO CLARIFY THIS SITUATION BUT SOME ELEMENTS ARE USING IT AS ANOTHER EXAMPLE OF THE UNRELIABILITY OF SUPPLY FOR NUCLEAR MATERIALS AND EQUIPMENT FROM THE US. WE ARE ADVISING THAT DELAYS IN LICENSES BY NRC ARE DIFFICULT TO EVALUATE IN TERMS OF IMPACT ON A REACTOR'S OPERATION AS THE HANDLING OF THE MATERIAL IN THE US IS ONE STEP IN THE FUEL CYCLE WHICH PRECEDES BY 12 TO 24 MONTHS ACTUAL USE OF THE MATERIAL IN A REACTOR. SIMONET'S STAFF ADVISED THEY WERE ATTEMPTING TO AVOID ANY PRESS OVERREACTION TO THE AIDE-MEMOIRE. WE BELIEVE THE EARLIEST POSSIBLE GRANTING OF A FEW LICENSES BY NRC IS VERY IMPORTANT TO EMPHASIZE THAT THE NRC ACTION IS NOT AN EMBARGO BUT RATHER JUST A CHANGE IN PAST PROCEDURES.

3. FOLLOWING IS TEXT OF AIDE-MEMOIRE WITH ANNEX LISTING INDIVIDUAL SHIPMENTS IN 1975 OF CONCERN TO EC.

BEGIN TEXT

THE COMMISSION OF THE EUROPEAN COMMUNITIES TOOK NOTE OF THE ANNOUNCEMENT, PUBLISHED ON MARCH 31, 1975, BY THE UNITED STATES NUCLEAR REGULATORY COMMISSION OF ITS DECISION TO SUSPEND THE ISSUE OF ALL FURTHER UNITED STATES LICENSES TO EXPORT AND IMPORT NUCLEAR "REACTORS OR SIGNIFICANT QUANTITIES OF SOURCE OR SPECIAL NUCLEAR MATERIAL" PENDING REVISION OF THE REGULATIONS AND PROCEDURES GOVERNING THE ISSUE OF SUCH LICENSES.

AS THE TABLES ATTACHED TO THIS AIDE-MEMOIRE SHOW, THE DELAYS LIKELY TO RESULT FROM THIS DECISION - AS YET OF UNDETERMINED DURATION-, WILL SERIOUSLY AFFECT A NUMBER OF PENDING IMPORTS IN THE COMMUNITY OF AMERICAN SOURCE AND SPECIAL NUCLEAR MATERIAL DESTINED TO RESEARCH AND POWER REACTORS, AS PROVIDED FOR IN CURRENT CONTRACTS SIGNED WITHIN THE FRAMEWORK OF THE ADDITIONAL AGREEMENT FOR CO-OPERATION EURATOM AND THE UNITED STATES.

THE COMMISSION NOTES THAT THE UNITED STATES GOVERNMENT THUS INTERFERES WITH THE EXECUTION OF THESE CONTRACTS WHICH WERE CONCLUDED UNDER THE AGREEMENT FOR CO-OPERATION, THE BASIC OBJECTIVE OF WHICH LIMITED OFFICIAL USE

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IS TO ENSURE THE COMMUNITY A REGULAR SUPPLY OF NUCLEAR FUEL.

SUCH A DECISION, TAKEN WITHOUT PRIOR CONSULTATION, HENCE MAKING IT IMPOSSIBLE FOR THE COMMISSION TO EXPLAIN THE REASONS THEREFORE TO THE USERS IN THE COMMUNITY, IS LIABLE TO THREATEN THE ORDERLY DEVELOPMENT OF THE COMMUNITY'S NUCLEAR PROGRAMMES, AND GIVES RISE TO SERIOUS CONCERN

REGARDING THE SECURITY OF SUPPLY FROM THE UNITED STATES.

THIS SITUATION IS ALL THE MORE REGRETTABLE IN THE LIGHT OF THE

RECENT ADOPTION BY THE COMMUNITY OF A NUCLEAR ENERGY DEVELOPMENT
PROGRAMME WHICH IS AIMED IN PARTICULAR AT REDUCING THE COMMUNITY'S
OIL IMPORTS. THIS AIM, WHICH IS SUPPORTED BY THE UNITED STATES
ITSELF, IS ALSO THAT OF THE OTHER INDUSTRIALIZED OIL IMPORTING
COUNTRIES. THE COMMISSION, THEREFORE, DEEMS IT NECESSARY THAT
TALKS BE HELD WITHOUT DELAY BETWEEN THE COMMUNITY AND THE UNITED
STATES AUTHORITIES, IN ORDER TO CLARIFY THE SCOPE OF THE DECISIONS
TAKEN AS WELL AS TO WEIGH STEPS TO BE UNDERTAKEN WITH A VIEW TO
ENSURING THE PROPER EXECUTION OF SUPPLY CONTRACTS UNDER THE UNITED
STATES-EURATOM AGREEMENT.

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ACTION OES-04

INFO OCT-01 EUR-12 ISO-00 FEA-01 ACDA-05 CIAE-00 INR-07

IO-10 L-02 NSAE-00 NSC-05 EB-07 NRC-05 COME-00

DODE-00 PA-01 USIA-06 PRS-01 SP-02 /069 W

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R 111810Z APR 75

FM USMISSION EC BRUSSELS

TO SECSTATE WASHDC 8654

INFO ALL EC CAPITLAS 535

NRC BETHESDA

ERDA GERMANTOWN

LIMITED OFFICIAL USE SECTION 2 OF 2 EC BRUSSELS 3268

(FOLLOWING IS GRAPH AND FOR USE BASICALLY FOR SECSTATE USE
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SUPPLY OF NATURAL URANIUM FROM THE US FOR 1975

CONTRACT REFERENCE	SELLER	BUYER	FORM OF THE NAT. U PRODUCT	TONS OF DELIVERY DATES(1975)	EXPECTED
-----------------------	--------	-------	----------------------------------	------------------------------------	----------

--	WESTERN NUCLEAR AGIP	U308	288	DECEMBER	
51	GETTY OIL	KWU	"	148 SOLD ON DEC. 27TH	THN

1974 NO EXPORT LIC-

3;3 70 59 -04 3RD

53 NAC SGM/SYNATOM " 192 JULY 1ST

54 AMER. ELECTR. KWU " 77 PAID ON DEC. 30TH,
POWER DELIVERY NOT YET

CONFIRMED 1974

57 DETROIT EDISON GKNECKARWEST. 7308 55 US AGREEMENT NOT YET
RECEIVED

UF6 185 SUPPLY DUE ON MARCH 1ST

60 HOMESTAKE KWU U308 13.5-96 1975

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61 NAC KWU " 74 DELIVERY EXPECTED ON
FEB 7TH BUT EXPORT
LICENCE NOT YET

ISSUED UP TO APRIL 3RD

62 DAWNING MIN. KWU " 154 DELIVERY AFTER MARCH
31ST NOT YET EXPORT
LICENCE

SUPPLY OF POWER REACTORS FOR THE YEAR 1975 - ENRICHED URANIUM
FROM USACE NOW ERDA LOW ENRICHMENT (5 PCT IF NOT SPECIFIED
ELSEWHERE)

REFERENCE OF BUYER NET TONS QUANTITIES OF PERIOD
CONTRACT (AGT NUCLEAR POWER SEP. ENRICHED U OF THE YEAR
IF NOT SPEC. PLAND IN WORK UNIT STILL TO BE 1975 FOR
ELSEWHERE) MWE FOR 1975 DELIVERED WHICH FUTURE
FROM APPEN- DELIVERIED
DIX A TO THE WERE EXPECTED
CONTRACT

4 KW OBRIGHEIM 238 64 11.0 T NOV.

10 / 41 KK STADE 630 82 18.6T JUNE

25 SEMO TIHANGE 870 124 25.4T AUG-SEPT

26 PHILIPPSBURG I 864 135 29.0T JUL-SEPT

26 PHILIPPSBURG II 864 318 42.0T OCT.-DEC

27 VEW UENTROP

(ENRICHM. 93PCT) 300 44 48KG MAY

28 DOEL I AND II 350&350 59&60 10.6T OCT-NOV

29 BIBLIS A 1 150 125 32.5T MAY-JUL

40 KRB DUNDREMMINGEN 237 34 5.0T OCT.

01/100 UNTERWESER 1 230 268 31.6T APR-SEP

01/101 KK ISAR I 870 91 53.8T AUG-SEP

01/138 (27(ROLLING STOCK) - 16 73.0T MAY

01/140 NECKARWESTHEIM II 760 320 38.0T MAY-JUN

(FROM DETROIT EDISON)

PDPI/2 TRINO/ENEL 242 REQUIEMENT 8.6T MAY-JUN

PDPI/4 CHOOZ/SENA 275 REQUIREMENT 11.0T NOV

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SUPPLY OF RESEARCH REACTORS FOR THE YEAR 1975 - ENRICHED URANIUM
FROM USAEC NOW ERDA

CONTRACT BUYER/ ENRICHMENT QUANTITIES OF DATE OF EXPECTED
REFERENCE RACTOR PCT ENRICH. UR AS OF DATE FOR
FROM THE CON- FEED DELIVERY
TRACT OR TIME DELIV. OF PROD.
TO TIME (1975) 1975
AGREEMENT

ACT/7 CEA 1,28-1,41 7 T -- JULY
" :3- 93 148 KG -- JULY
ACT/137 AVR, JULICH 93 45 KG -- STOPPED IN THE
U.S. SINCE DEC.
15TH, 1974
ACT/139&141 GDK 40-63 827 KG SEPT DEC.
NUKEM 93 52 KG JAN. APRIL
(OR EARLIER)
NUKEM 93 63 KG FEB MAY
DAEC 93 24 KG JULY OCT
GKSS 92 22 KG NOV-DEC
FEB-MAR
1976
TO BE EFFECTED ASAP
(WITH FIRST IN DUE TIME
BY DELIVERY AGT/139
& 141, UG/COMURHEX
ORDER FRJ 1,2 93 36 KG IF POSSIBLE)
MARCH 5TH JULICH
ORDER OF
APRIL 4TH NUKEM-PETTEN 93,15 16 KG MAY SEPT
CONTR. OF ESSOR, ISPRA 93 46 KG -- OCT 1975

NOTE: ASAP MEANS AS SOON AS POSSIBLE AND ESSOR, ISPRA NOTE
SUPPLIED BY THE UNITED STATES NUCLEAR INC.
END GREENWALD

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Message Attributes

Automatic Decaptioning: X
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Concepts: EXPORT LICENSES, NUCLEAR WEAPONS, FISSIONABLE MATERIALS TRANSFER
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Copy: SINGLE
Draft Date: 11 APR 1975
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Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
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Margaret P. Grafeld
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